## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA

MASTR Asset Backed Securities Trust 2006-HE3, by U.S. Bank National Association, solely in its Capacity as the Trustee pursuant to a Pooling and Servicing Agreement, dated as of August 1, 2006.

Case No. 11-2542 (PAM/TNL)

DEFENDANT WMC'S MOTION FOR SUMMARY JUDGMENT

Plaintiff.

v.

WMC Mortgage Corporation and EquiFirst Corporation,

Defendants.

WMC Mortgage, LLC ("WMC"), as successor to WMC Mortgage Corp. (misnamed in the Complaint as WMC Mortgage Corporation), hereby moves for summary judgment pursuant to Federal Rule of Civil Procedure 56. This motion is based upon the memoranda of law and accompanying evidence to be served and filed pursuant to Local Rule 7.1, any further evidence and argument to be presented at or before the hearing, and all of the files, records and proceedings herein. The grounds for the motion and relief requested will be stated with particularity in the memoranda of law and proposed order.

Dated: March 23, 2012 GREENE ESPEL P.L.L.P.

## s/ Jenny Gassman-Pines

Andrew M. Luger, Reg. No. 189261 Jenny Gassman-Pines, Reg. No. 386511 200 S. Sixth Street, Suite 1200 Minneapolis, MN 55402 aluger@greeneespel.com jgassman-pines@greeneespel.com (612) 373-0830

and

## JENNER & BLOCK L.L.P.

Barbara S. Steiner, IL Reg. No. 2719665 Matthew J. Thomas, IL Reg. No. 6244009 353 N. Clark Street Chicago, IL 60654 bsteiner @jenner.com mthomas@jenner.com (312) 222-9350

Attorneys for Defendant WMC Mortgage, LLC, as successor to WMC Mortgage Corp.